

**THE RALEIGH AND GASTON RAIL ROAD.**—Every day's experience is demonstrating more fully to the State at large, the extraordinary wisdom and presence of Governor Graham in purchasing for the State the Raleigh and Gaston Rail Road, at the snug little sum of three hundred and sixty odd thousand dollars, when it could just as easily have become the property of the State for a comparatively trifling sum. As further evidence of this wisdom of his Whig Excellency, we call the reader's attention to the article which we clip from the Raleigh Register of the 15th inst., headed "Council of State." Here, it will be seen, the Road has suffered a loss of \$25,000 by fire, which would entirely stop its operations if something was not done by the State to remedy the disaster. Indeed! If we remember rightly, Mr. Hollister, the Superintendent of the Road, in his report to the Legislature that next convened after his Excellency's purchase of the concern, reported to that body a net profit to the Treasury of the State of some eight or nine thousand dollars, beyond expenses for nine or ten months. This, we remarked at the time, was a statement gotten up merely to make political capital. As time progresses, the State is realizing the truth of what we then stated. The Road suffers a loss of \$25,000, and therefore must go down if this loss is not done by the State! And this, too, in the face of his Excellency's statement, that, at the time when this disaster occurred, the Road was in a more prosperous state than at any time since it came into the hands of the State! Why, it might be asked, was there no insurance upon the Machine Shop? Again, it may be asked, for how much of the \$360,000 paid by the State for the Road, would that concern now sell? But we merely call the attention of the reader to the article from the Register for the present.

**GASS IN CHARLESTON.**—We are pleased to learn from the Charleston papers that the "Queen City of the South" is soon to be illuminated with that most brilliant of modern inventions—gas. The works are now almost complete, and it is expected that the city will be lit up by the first of next month.

"The press is discussing with some eagerness the correspondence between General Scott and Worth, and the course of the administration towards both. The opposition is attacking the administration for sending General Scott to a court of inquiry, and not General Worth at the same time, or even previously. The democratic press is defending the Secretary of War, without having all the facts or arguments before it. Would it not be as well for us all to wait until the correspondence in relation to these points, shall have been submitted to Congress and the country?—Union."

These are exactly our sentiments. An unfortunate difficulty has arisen between some of our most distinguished military officers. One of them, and the highest amongst them, has been subjected to a Court of Inquiry. Into what matters this Court will enquire, there is no one outside of the Cabinet, that can speak understandingly. True, we have before us the correspondence between Gen. Scott and Worth, which it is said led to the arrest of the latter, and the Court of Inquiry upon the conduct of the former. But is this the only reason why that Court has been ordered by the President? Who can answer this question? May it not be that other charges will be investigated?—May not Mr. Polk have good and sufficient reasons, even beyond what is known to the public, for the course which he has seen fit to pursue in this matter? We hold that, in grave matters of this kind, the only proper course for a sensible, right-thinking man to pursue, is, to wait until he has the whole facts before him, and then he can pronounce his opinion understandingly. For our own part, we feel assured that when the whole history of this affair is made known to the people of the Union, they will say that Mr. Polk has only pursued that course to which he was impelled by his duty. Federalists may rail as much as they please, without knowing what they are talking about, but we feel certain that the day will come when, if they will only act honestly, they will be compelled to take back all they have said about Mr. Polk.

**THE TREATY AS IT PASSED THE SENATE.**—Of course, inasmuch as the injunction of secrecy has not been removed from the proceeding of the Senate, the mode and the manner in which it has been ratified by that body, is officially unknown to the people of the country. The Washington letter writers, however, say they know all about it. Certainly they do find out a great many things somehow or other. The following to the New York Herald seems to us to bear upon its face about as correct a speculation on the subject as we have seen. We think that it is most likely correct in its main features:—

Correspondence of the New York Herald, Washington, March 10, 1848.—10 P. M. The treaty has just been ratified, with modifications. The Senate, three quarters of an hour ago, took the final vote, and then adjourned over till Tuesday. The injunction of secrecy had not yet been removed.

The vote stood 37 to 15.

**ANALYSIS OF THE VOTE.**

Ayes	Whigs	Nays	Whigs	Nays
26	11	15	6	9
Total—Ayes 37				
Total—Nays 15				

Majority for the treaty 22. Among those voting for the ratification were four who spoke against it. Of the four Senators not voting, two are absent from the city—Messrs. Houston and Pearce.

The articles providing for the confirmation of the grants given by the Mexican government in Texas and California are stricken out; and the important provision to extend the jurisdiction of the Mexican church over the Catholic clergy in the ceded territory, is also stricken out. These are the principle modifications.

It will be recollected that the treaty indicates two modes of paying the indemnity agreed upon—one by the issue of six per cent. stocks, or by instalments. The latter mode was adopted. The three millions stipulated by Mr. Trist's order, are to be paid immediately upon the ratification of the treaty by the Mexican government, and the remainder in annual instalments of three millions each, bearing six per cent. interest, to commence from the ratification of the treaty by Mexico.

There is a provision against making any portion of this sum transferable.

The only point omitted in my former synopsis, and preserved in the treaty, is an article securing to the United States the free navigation of the Gulf of California, and of the river Colorado from the mouth of the Gila to the Gulf.

edged to have been one of extraordinary brilliancy and power. It is not as yet determined whether a commissioner shall be sent or not.

The following is a sketch of the articles of the treaty, as adopted by the Senate. It is, probably, as correct as a compressed sketch can be made:—

#### Articles and Provisions of the Treaty, as Adopted by the American Senate.

Article first appointed Senors Cuetas, Conio, and Aristain, commissioners on the part of the Mexican government to adjust terms of a lasting treaty of peace between the United States of the North, and the United Mexican States, with Nicholas P. Trist, commissioner of the United States, &c.

Article second stipulates that there shall be an immediate suspension of hostilities between the armies of the two republics.

Article third defines the future boundary of the United States. The line commences in the Gulf of Mexico, three leagues from land; thence runs up the middle of the Rio Grande to its intersection with the southern boundary of New Mexico; thence along that southern boundary to the western boundary of same; thence north to the first branch of the Gila which it intersects; thence down the middle of that branch and of the river to the Colorado; thence it runs across westwardly, and strikes the Pacific at a point one league south of San Diego. The free navigation of the Gulf of California and of the river Colorado, from the mouth of the Gila to the Gulf, is secured to the United States.

Article fourth stipulates that it shall be optional with citizens of Mexico now residing in the territory to be ceded, either to leave, taking with them or otherwise disposing of their property; or else upon taking the oath of allegiance to the government, to be protected in the enjoyment of all the rights and immunities of citizens of the United States.

The next article provides that the United States government shall take prompt and effectual measures for the defence of the border from Indian incursions. To this end, both nations are to use their best endeavors. In consideration of the extension of the boundary of the U. S., made by this treaty, the U. S. government stipulates to pay to Mexico the sum of fifteen millions of dollars. In this sum is included the three millions appropriated last session for the furtherance of peace.

The Herald, of a subsequent date, gives what purports to be a verbatim copy of the Treaty, as it was concluded in Mexico by Mr. Trist and the Mexican Commissioners. The above, however, contains all its essential parts.

#### From the Raleigh Register.

##### COUNCIL OF STATE.

We understand, that owing to sickness in the families of two members of the Council of State, a quorum did not convene on the 9th inst., and that the Governor despatched a special messenger for the nearest absentee, who arrived at the Capitol on Monday—the other members being absent on that day.

A sufficient number being then present, Col. Caldwell, James of Orange, and Dr. Frederick J. Hill, of Brunswick, were nominated and confirmed Commissioners of the Board of Internal Improvement.

The following Message was transmitted by the Governor, respecting the destruction of the Raleigh and Gaston Rail Road.

**MESSAGE.**

TO THE COUNCIL OF STATE OF NORTH CAROLINA.

Your present convocation has been occasioned, by reason of the destruction, by fire, on the night of the 25th ult., of the extensive Brick building, comprehending the Machine Shop and Engine House of the Raleigh and Gaston Rail Road, in this City.

The Rail Road being the property of the State, this misfortune, which is believed to have been purely accidental, produces a public loss, which is estimated at not less than twenty-five thousand dollars (\$25,000). Besides the Building and Shop Furniture of various kinds, including a stationary Steam Engine for the propulsion of Machinery, four of the seven Locomotives, belonging to the Road, which happened to be in the Engine house at the occurrence of the fire, were subjected to its ravages: two of them being totally ruined, and the other two considerably damaged.

With so serious a diminution of motive power, and the entire loss of materials and means for making repairs, it is obvious that the operations of the Road cannot be continued, to the extent of the public convenience and demand, and to realize the customary income, which is necessary for its preservation, unless resources can be obtained, to overcome these difficulties.

The powers conferred on the Board of Commissioners, for the management of the Road, on behalf of the State, have been examined, with a view to measures of relief, under their authority, but are found to be inadequate to any effectual remedy.

It devolves, therefore, on the Executive, to consider what the public interest requires in this emergency, and to have deemed it an occasion of sufficient moment, to invoke the advice and assistance, provided in the constitution of your honorable body. In communicating with freedom, my reflections on the matter in hand, it is hardly needful to premise, that it is done, with the most perfect deference to your judgment, and an earnest invitation to a rigorous scrutiny of them, and a frank disclosure of your own views.

Three different courses of procedure appear to me to be open to us—namely:

- 1st. To abstain from any interference, and leave the Rail Road to go to destruction.
- 2d. To convene the Legislature, to protect it against this casualty.
- 3d. To exercise, for this end, the power and authority, of the Governor and Council, under the act of the General Assembly, ratified the 6th day of January, 1845, entitled "an act to authorize the foreclosure of the Mortgage on the Raleigh and Gaston Rail Road."

The first, in my apprehension, would be an abandonment of public duty, without excuse, even in the event of success. Not to speak of the convenience and advantage of this work, to the community, which from daily familiarity are not duly considered, and like the blessings of health, and the free use of our limbs, would be fully appreciated, only after their loss, there can be no plea for supineness or negligence, towards so large a portion of the public property. The second course, and other circumstances, attending the purchase of this Rail Road by the State, are fully known to you. The report of its Treasurer, for the first ten months, after the purchase, submitted to the Legislature, showed its income to have been \$51,923 43. By the statement of the same officer, prepared under direction of the Board of Commissioners, and published in the newspapers in analogy to the regulation respecting the Report of the Comptroller on the public Finances for the year immediately succeeding and ending on the 1st of November last, the income in this latter period, was the sum of \$68,902 37; all which, will more fully appear, from copies of both these documents, herewith laid before you. Although in the latter year, no profits were realized from the Road, no public Treasury, materials were purchased for repairs, and improvements, on an extensive scale (among which may be particularized 120 tons of new Railroad Iron, for the Legislature), and by reason of the addition of a new and superior Locomotive, and other arrangements suggested by experience, in now current year, its prospects were better at the occurrence of the accident, than at any time since it has been owned by the State.

It is manifest, however, that the Rail Road is valuable, as a whole, and not in detached portions or in parts. It is not to be kept sufficiently repaired, and equipped, to carry on transportation at least to the extent, that it has done heretofore, the receipts will soon fall below the necessary expenditures, and its operations must cease. The question before us therefore is not between a less, or greater

amount, of accommodation or income, from the Road, but whether it shall be resigned to the public, or whether it shall be sold to the Legislature. And in this connection, it must be observed, that the decay, and loss to the establishment, during this period, would be tenfold greater, than the damage of the fire. Prompt and energetic action being then indispensable, we are limited to a choice, between the alternatives already stated.

2d. In consideration of the necessity of raising a sum of money, probably equal in amount to the above estimate of loss, as the only effectual means of relief, I would much prefer, did circumstances favor it, to convene the Legislature, and leave the proper course in the premises, to be determined by the representatives of the people. But independently of the inconvenience of summoning the members from their homes, at the present season, the expense of a Session of the General Assembly, to deliberate on the subject, would not probably fall below the amount required for the purposes in contemplation. And experience having demonstrated, that the months of spring and summer, are the season of greatest profit to the Road, even the necessary delay of an extra session of the Legislature, at the earliest practicable period, would be attended with serious loss, in its receipts, as well as public inconvenience.

3d. By reference to the 8th section of the act of 1845, already quoted, it will be perceived, that the Governor, with the advice of the Council of State, has full power to sell the Rail Road, and all the appurtenances, and to transfer the title. And if offers to purchase are made, it is his duty to convene the Council, and submit the same to them, with his opinion of the propriety of accepting. In connection with the ordinary duty of the Executive, to protect the public property from dilapidation or injury, so far as adequate means may be within his control, the power in this instance to sell, so as to realize the highest attainable price, seems reasonable to imply an authority to make a conditional sale or Mortgage, with a view of raising money to keep up its value, and save it from ruin.

This mode of relief, being then within our competency, and by far best suited to our circumstances, is recommended for adoption. I therefore propose for your advice and consent, to borrow on behalf of the State, a sum or sums not exceeding in all twenty-five thousand dollars, (\$25,000); to be applied as speedily as possible in repairing the damages and loss occasioned by the recent fire to the Raleigh and Gaston Rail Road; and that the Rail Road with all its appurtenances be conveyed in trust, as a security to the lender, for the repayment of the debt so incurred, with the interest thereon. This security is unquestionably ample, and no doubt is entertained of obtaining upon it the amount required. By adopting this plan, the Road may be renovated, and restored in value, at a cost not materially greater than that of assembling the Legislature to consult on its condition; while it can in no manner embarrass or interfere with the free deliberation, in regard to it, at the regular session. It may be probably expected, that the income of the Road will keep down the interest on this loan, and gradually extinguish the principal. But if the supposition should prove erroneous, and new misfortunes befall the enterprise, the property in the Road will be at all times sufficient to repay the sum borrowed, without a resort to the general Treasury, unless the latter shall be preferred by the Legislature.

Should this recommendation not meet your concurrence, I will cheerfully co-operate in any preferable mode of securing the public interests in the matter in question, which your wisdom may suggest.

**WILLIAM A. GRAHAM.**  
Executive Department, March 13, 1848.

P. S. Estimates of the injury, from the fire made by the President of the R. R., are enclosed herewith.

After consideration, the following Resolution was unanimously adopted:

Resolved, That the Council of State do advise and consent to the proposition of the Governor, that a sum of money, not exceeding \$25,000, be borrowed on behalf of the State, for the purpose of repairing the loss and damage occasioned by the recent fire to the Raleigh and Gaston Rail Road; and that the Governor be advised to convey the said Rail Road and all the public property attached thereto, in trust to secure the re-payment of the amount of such loan with interest, at such time as he may agree upon with the lenders.

**Movements of Mr. Clay.**—This distinguished gentleman left on yesterday for the city of New-York. We have not heard it stated whether he goes there on professional business, or whether he came here, as announced by the President of the R. R., are enclosed herewith.

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**Bloody Hands and Hospitable Graves.**—The Baltimore Sun has been favored with the following letter from a member of the Captain Tighman's company, dated Jacksonville, February 6, from which we make the following extract:—

"One of our company, named Joseph Paris, who was also a private in Ringgold's company five years, was, on Wednesday night last, by some means or other, enticed by some Mexicans into the suburbs of the town, and murdered. I have seen his head, which has been severed from his body, and I have seen his body, which has been thrown into a well. I have seen his blood, which has been shed on the ground. I have seen his bones, which have been broken. I have seen his hands, which have been cut off. I have seen his feet, which have been cut off. I have seen his organs, which have been cut off. I have seen his skin, which has been stripped off. I have seen his hair, which has been cut off. I have seen his nails, which have been cut off. I have seen his teeth, which have been cut off. I have seen his bones, which have been broken. I have seen his blood, which has been shed on the ground. I have seen his body, which has been thrown into a well. 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